

DECLARATION AND POWER OF ATTORNEY U.S.A.

ALL PATENTS, INCLUDING DESIGN
FOR APPLICATION BASED ON PCT; PARIS CONVENTION;
NON PRIORITY; OR PROVISIONAL APPLICATIONS

FOR ATTORNEYS' USE ONLY

ATTORNEYS' DOCKET NO.

As a below named inventor, I declare that my residence, post office address and citizenship are stated below next to my name, the information given herein is true, that I believe that I am the original, first and sole inventor (if only one name is listed at 201 below), or an original, first and joint inventor (if plural inventors are named below at 201-203, or on additional sheets attached hereto) of the subject matter which is claimed and for which patent is sought on the invention entitled:

Spray containing Ubiquinone Qn

which is described and claimed in:



PCT International Application No. PCT/EP 00/01012

filed 09/02/2000

☐ the attached specification



the specification in application Serial No. _____

filed _____

(if applicable) and amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

199 05 880.6

Germany

11/02/1999

(Number)

(Country)

(Day/Month/Year Filed)

Priority Claimed



Yes



No

(Number)

(Country)

(Day/Month/Year Filed)



Yes



No

(Number)

(Country)

(Day/Month/Year Filed)



Yes



No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Application No. _____

Filing Date _____

Application No. _____

Filing Date _____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status: patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys (Registration No.) to prosecute this application, receive and act on instructions from my agent, and transact all business in the Patent and Trademark Office connected therewith. HARVEY B. JACOBSON, JR. (20,851); JOHN CLARKE HOLMAN (22,769); MARVIN R. STERN (20,640); ALLEN S. MELSER (27,215); MICHAEL R. SLOBASKY (26,421); JONATHAN L. SCHERER (29,851); IRWIN M. AISENBERG (19,007); WILLIAM E. PLAYER (31,409); YOON S. HAM (45,307) and NATHANIEL A. HUMPHRIES (22,772)

SEND CORRESPONDENCE TO: CUSTOMER NO. 00136

or

JACOBSON HOLMAN
PROFESSIONAL LIMITED LIABILITY COMPANY
400 SEVENTH STREET, N.W.
WASHINGTON, D.C. 20004

DIRECT TELEPHONE CALLS TO:

(please use Attorney's Docket No.) (202) 638-6666

JACOBSON HOLMAN
PROFESSIONAL LIMITED LIABILITY COMPANY

*Inventor(s) name must include at least one unabbreviated first or middle name.

201	FULL NAME * OF INVENTOR	FAMILY NAME <u>ENZMANN</u>	GIVEN NAME <u>Franz</u>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <u>Bad Homburg</u>	STATE OR FOREIGN COUNTRY <u>Germany</u>	COUNTRY OF CITIZENSHIP <u>Germany</u>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <u>Am Wingertsberg 3b</u>	CITY <u>Bad Homburg</u>	STATE OR COUNTRY <u>Germany</u>
202	FULL NAME * OF INVENTOR	FAMILY NAME	GIVEN NAME	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY ZIP CODE
203	FULL NAME * OF INVENTOR	FAMILY NAME	GIVEN NAME	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY ZIP CODE

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201*	SIGNATURE OF INVENTOR 202*	SIGNATURE OF INVENTOR 203*
<u>[Signature]</u>		
DATE <u>July 20, 2001</u>	DATE	DATE

☐ Additional inventors are named on separately numbered sheets attached hereto.



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

NOVEMBER 20, 2001

PTAS

JACOBSON HOLMAN PLLC
WILLIAM E. PLAYER
400 SEVENTH STREET, N.W.
WASHINGTON, DC 20004



101852135A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/10/2001

REEL/FRAME: 012165/0706
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
ENZMANN, FRANZ

DOC DATE: 07/20/2001

ASSIGNEE:
MSE PHARMAZEUTIKA GMBH
LOUISENSTRASSE 114
BAD HOMBURG, FED REP GERMANY
D-
61348

SERIAL NUMBER: 09890277
PATENT NUMBER:

FILING DATE: 08/10/2001
ISSUE DATE:

PEARLENE FOSTER, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

110 581-40

09/890277
518 Recd. CT/PTO 10 AUG 2001

Commissioner of Patents & Trademarks BOX ASSIGNMENTS

Washington, D.C. 20231

FORM PTO-1619A

RE(

09-20-2001

(Rev. 6-99)



To the Honorable Commissioner of

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

ment or copy thereof.

1. Submission Type

☒ New☐ Resubmission (Non-Recordation)

Document ID #

☐ Correction of PTO Error

Reel # Frame #

☐ Corrective Document

Reel # Frame #

Name of Conveying Party(ies):

ENZMANN, Franz

Additional Name(s) of conveying party(s) attached? ☐ Yes ☒ No

3. Name and Address of Receiving Party(ies):

Name: MSE Pharmazeutika GmbHStreet Address: Louisenstrasse 114City: Bad HomburgState/Country: GermanyZip: D-61348

Additional name(s) & address(es)

☐ Yes ☒ No

4. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other:Execution Dates: 07202001

5. Application number(s) or patent number(s):

If this document is being filed together with a new application,

☒ the first execution date of the application is: 07202001☒ the filing date of the application is: 08102001

A. Patent Application No.(s)

B. Patent No.(s)

6 Name and address of party to whom correspondence concerning this matter should be mailed:

CUSTOMER NUMBER 00136

or

JACOBSON HOLMAN PLLC

400 Seventh Street, N.W.

Washington, DC 20004

Tel. 202-638-6666

Attorney Docket No. P66925US0

7. Number of applications and patents

1

8. Total fee (37 CFR 3.41)

\$ 40.00

☒ Enclosed☒ Any deficiencies in enclosed fees are authorized to be charged to deposit account 06-1358

08/14/2001 UEDUVIJE 00000005 09890277

02 FC:581

40.00 DP

DO NOT USE THIS SPACE

10. Statement and Signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

William E. Player, Reg. No. 31,409

Name of Person Signing/ Reg. #

Signature

August 10, 2001

Date

Total number of pages excluding cover sheet:

1

UNITED STATES OF AMERICA - ASSIGNMENT

(1-5) Insert Name(s) of Inventors

(1) ENZMANN, Franz

(2)

(3)

(4)

(5)

In consideration of the sum of one dollar (\$1.00), and other good and valuable considerations paid to each of the undersigned, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby assigns, transfers and sets over to

(6) Insert Name of Assignee

(6) MSE Pharmazeutika GmbH

(7) Insert Address of Assignee

(7) of Louisenstrasse 114, D-61348 Bad Homburg, Germany

(8) Insert Legal Entity and State or Country (e.g., a corporation or citizen of Japan)

(8) a Corporation of Germany (hereinafter designated as the Assignee) the entire right, title and interest for the United States, its territories, dependencies and possessions, in the invention known as

(9) Insert Identification of Invention, such as Title, Case Number or Foreign Application Number

(9) Spray containing Ubiquinone On

(10) Insert Date of signing of Application, or filing date and Serial No., if known

(10) Said application having been executed for which the undersigned has (have) executed an application for patent in the United States of August 10, 2001 (and assigned Serial No.)

1) The undersigned agree(s) to execute all papers necessary in connection with this application and any continuing or divisional applications and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this or any continuing or divisional applications thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims provisions of the International Union for Protection of Industrial Property or similar agreements.

4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the

5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents and Trademarks to issue any and all Letters Patents United States resulting from this application or any continuing or divisional applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute any agreement in conflict herewith.

6) Assignor hereby further assigns to Assignee all claims and causes of action for infringement of the patent rights assigned herein, including right to sue for, and collect damages for, any and all acts of past and future infringement.

7) The undersigned hereby grant(s) the law firm of Jacobson Holman PLLC, 400 Seventh Street, N.W., Washington, D.C.

20004, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date	<u>July 20, 2001</u>	Name of Inventor	ENZMANN, Franz	signature	<u>F. Enzmann</u> (SEAL)
			typed name		
Date		Name of Inventor		signature	(SEAL)
			typed name		
Date		Name of Inventor		signature	(SEAL)
			typed name		
Date		Name of Inventor		signature	(SEAL)
			typed name		
Date		Name of Inventor		signature	(SEAL)
			typed name		

This assignment should preferably be signed before a United States Consul if signed abroad, or a Notary Public if domestically signed. If not, then the execution by the inventor(s) should be witnessed by at least two witnesses who sign here:

☐ Additional inventor's names and on a separate sheet.

Witness Gabriela Oestreicher
Witness Sandra Khan

LAW OFFICES OF
JACOBSON HOLMAN
PROFESSIONAL LIMITED LIABILITY COMPANY
THE JENIFER BUILDING
400 SEVENTH STREET, N.W.
WASHINGTON, D.C. 20004